

Sixty-seventh
Legislative Assembly
of North Dakota

HOUSE BILL NO. 1323

Introduced by

Representatives Hoverson, Magrum

Senator O. Larsen

- 1 A BILL for an Act to create and enact a new section to chapter 23-07 of the North Dakota
2 Century Code, relating to limitations on mask wearing requirements.

3 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

- 4 **SECTION 1.** A new section to chapter 23-07 of the North Dakota Century Code is created
5 and enacted as follows:

6 **Limitations on requirements to wear a mask.**

- 7 ~~1. A state or local~~statewide elected official, ~~the state, or a political subdivision of or the~~
8 ~~state~~ health officer may not mandate an individual in this state use a face mask, face shield, or
9 ~~other face covering.~~
- 10 ~~2. Subsection 1 prohibits making use of a face mask, shield, or covering a condition for~~
11 ~~entry, education, employment, or services.~~
- 12 ~~3. Subsection 1~~This section applies, notwithstanding authority granted under other
13 provisions of law, including section 23-01-05, ~~section 23-07-06,~~ and chapter 37-17.1.
- 14 ~~4. If a state or local elected official, the state, or a political subdivision of the state~~
15 ~~recommends an individual in this state use a face mask, shield, or covering, the official~~
16 ~~or entity shall provide notice the recommendation is not mandatory.~~